

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

MICHAEL FLOOD, JR. and ALECIA
FLOOD, individually and as Parents and
Natural Guardians of T.F., a minor,

Plaintiffs

vs.

GEORGE VILLEGAS, JR. and PAM
VILLEGAS, individually and as Parents
and Natural Guardians of MEGAN
VILLEGAS; DAVID and CHRISTY
SHERK, individually and as Parents and
Natural Guardians of K.S., a minor; DAVID
and CHRISTINE SEAMAN, individually
and as Parents and Natural Guardians of
C.S., a minor; CRIS and KIMBERLY
SALANCY, individually and as Parents
and Natural Guardians of E.S., a minor;
DAVID and LYNN REINA, individually and
as Parents and Natural Guardians of H.R.,
a minor; SENECA VALLEY SCHOOL
DISTRICT; BUTLER COUNTY DISTRICT
ATTORNEY'S OFFICE; and BUTLER
COUNTY, PENNSYLVANIA,

Defendants.

Civil Action No.: 2:18-cv-1310

**JOINT RESPONSE OF DEFENDANTS VILLEGAS, SHERK, SEAMAN, AND
SALANCY, (ON BEHALF OF THEMSELVES AND THEIR CHILDREN)
TO PLAINTIFFS' MOTION FOR A SECOND PROTECTIVE ORDER**

AND NOW, COME Defendants George Villegas, Jr. and Pam Villegas, David Sherk and Christy Sherk, David Seaman and Christine Seaman, and Cris Salancy and Kimberly Salancy, on behalf of themselves and on behalf of their children Megan Villegas, K.S., C.S., and E.S., by and through their undersigned counsel, and make the following response to Plaintiffs' Motion for Issuance for a Second Protective Order:

1. The positions of Plaintiffs and Defendants with respect to Plaintiffs' requests for protective orders has already been set forth in Plaintiffs' Motion for Issuance of a Protective Order (Document 65), Responding Parties' Joint Motion for Modification of Protective Order (Document 83), and Plaintiffs' Response in Opposition to Defendants' Joint Motion for Modification of Protective Order (Document 85).

2. Responding Parties do not object to the entry of a protective order, but ask that the Order of Court include limitations applicable to all parties and their counsel and representatives, restricting dissemination of any information contained in the requested materials regarding minors to persons who are participating in the litigation, or expected to participate in the litigation, as a party, counsel, a witness, an expert, a consultant, or support staff of counsel, experts or consultants, all of whom shall be advised of the Order of Court and its restrictions on dissemination, and further, directing that all use of the information contained in the requested materials regarding minors that is made in depositions, discovery, motions or pleadings be done under seal.

3. Responding Parties agree with Plaintiffs' suggestion that the Order of Court also include a provision directing Seneca Valley School District to promptly identify, segregate and preserve all responsive documents/items until further order of court.

4. Defendant Seneca Valley School District does not oppose the entry of a protective order with the restrictions set forth above and in the proposed Order of Court attached hereto. Defendant Butler County and the Butler County District Attorney's Office also does not oppose the entry of a protective order with the restrictions set forth above and in the proposed Order of Court attached hereto.

WHEREFORE, defendants George Villegas, Jr., Pam Villegas, David Sherk, Christy Sherk, David Seaman, Christine Seaman, Cris Salancy and Kimberly Salancy, and their children Megan Villegas, K.S., C.S. and E.S., request that this Honorable Court direct Seneca Valley School District to respond to the Request for Production of Documents served upon it by David and Christine Seaman on January 29, 2019 and produce the requested documents, information, items and materials, within the time period allowed by the Rules of Civil Procedure to the Requesting Parties, with appropriate restrictions as set forth on the attached, proposed Order of Court.

Respectfully Submitted,

By: s/Stephen J. Magley
STEPHEN J. MAGLEY, ESQUIRE
PA I.D. No. 59990
5280 Steubenville Pike
Pittsburgh, PA 15205
(412) 788-1200
(412) 788-2008 – Facsimile
sjm@omalleyandmagley.com

*Counsel for Defendants,
David and Christine Seaman,
individually and as Parents and
Natural Guardians of C.S., a minor*

By: s/Jill Sinatra
JILL SINATRA, ESQUIRE
PA I.D. No. 95075
1667 Route 228, Suite 300
Cranberry Township, PA 16066
(724) 741-0536
(724) 741-0538 – Facsimile
jill@gvlawoffice.com

*Counsel for Defendants,
David and Christy Sherk,
individually and as Parents and
Natural Guardians of K.S., a minor*

By: s/Jennifer M. Swistak
Jennifer M. Swistak, Esquire
Pa. I.D. No. 75959
650 Washington Road, Suite 700
Pittsburgh, PA 15228
(412) 563-2500
jswistak@c-wlaw.com

*Counsel for Defendants, Cris and Kimberly Salancy,
individually and as Parents and Natural Guardians of E.S., a minor*

By: s/ Michael Streib
S. Michael Streib, Esquire
Pa. I.D. No. 30376
300 Oxford Drive, Suite 75
Monroeville, PA 15146
(412) 566-1090
smstreiblawnfirm@hmbn.com

By: s/Joseph V. Charlton

Joseph V. Charlton, Esquire
D. Robert Marion, Esquire
617 South Pike Road
Sarver, PA 16055
(724) 540-1161
(724) 540-1164 - Facsimile
joe@charltonlawyers.com

*Counsel for Defendants,
George Villegas Jr. and Pam Villegas,
individually and as Parents and
Natural Guardians of Megan Villegas*